GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – BC Welfare Department –Departmental proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 read with Rule 9 of A.P. Revised Pension Rules, 1980 against Sri D.Nageswara Rao, the then Deputy Director, Visakhapatnam (now retired) - Article of Charges – Orders – Issued.

BACKWARD CLASSES WELFARE (D) DEPARTMENT

G.O.Rt.No. 121 **Dated:28 -03-2023.**
Read the following:

G.O.Ms.No.9, BC Welfare (D) Dept., dated:28.03.2023.

-:0:-

ORDER:

In pursuance of the sanction accorded by the Government in the reference read above, under Sub-Clause (i) of clause (b) of Sub-Rule (2) of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 for initiating departmental proceedings against Sri D.Nageswara Rao, the then Deputy Director, Visakhapatnam (now retired), it is considered necessary to hold an inquiry against the said Sri D.Nageswara Rao, the then Deputy Director, Visakhapatnam (now retired) in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charge (Annexure-I and II). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri D.Nageswara Rao, the then Deputy Director, Visakhapatnam (now retired) is directed to submit his written statement of defence within (10) days of the receipt of this order.

4. Sri D.Nageswara Rao, the then Deputy Director, Visakhapatnam (now retired) is informed that an inquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri D.Nageswara Rao, the then Deputy Director, Visakhapatnam (now retired) is further informed that if he does not submit his Written Statement of Defence on or before the date specified in para-3 above or otherwise fails or refuses to comply with the provisions of rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 or the order/directions issued in pursuance of the said rules, the Inquiry Authority may hold the inquiry against his ex-parte, based on the material available on record.

6. Sri D.Nageswara Rao, the then Deputy Director, Visakhapatnam (now retired) is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on him behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri D.Nageswara Rao, the then Deputy Director, Visakhapatnam (now retired), is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules,1964.

(P.T.O)

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7. The receipt of this G.O. shall be acknowledged forthwith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G JAYALAKSHMI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri D.Nageswara Rao, the then Deputy Director, Visakhapatnam (now retired)
"through" the Director of BC Welfare, A.P., Vijayawada.

Copy to:
The Director of BC Welfare, A.P., Vijayawada. (with a request to serve and return the acknowledged copy and Written Statement of Defense)
SF/SC.

//FORWARDED :: BY ORDER//

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[Annexure to G.O.Rt.No.121, BCW(D) Dept., Dt:28.03.2023]

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGE AGAINST SRI D.NAGESWARA RAO, THE THEN DEPUTY DIRECTOR, VISAKHAPATNAM (NOW RETIRED) :-

That Sri D.Nageswara Rao, the then Deputy Director, Visakhapatnam (now retired), has failed to discharge his duties and responsibilities of sanction, release the Scholarship Claims, generate the Bill and submit the same to the District Treasury via Digital Signature Key, without conducting physical verification of attendance of Post Metric scholarships at least (5)% random sample of documents related to scholarships against details entered in the JnanaBhumi, as per G.O.Ms.No.45 Social Welfare (Edn.2) Department, dt.09.06.2017.

By his above mentioned act, Sri D.Nageswara Rao, the then Deputy Director, Visakhapatnam (now retired), failed to discharge his duties, not shown devotion to duty and exhibited conduct unbecoming of a Government Servant & thereby contravened Rules, 3(1) and 3(2) of APCS (Conduct) Rules, 1964.

G JAYALAKSHMI
PRINCIPAL SECRETARY TO GOVERNMENT

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[Annexure to G.O.Rt.No.121, BCW(D) Dept., Dt:28.03.2023]

ANNEXURE –II

STATEMENT OF IMPUTATION OF MISCONDUCT IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI D.NAGESWARA RAO, THE THEN DEPUTY DIRECTOR, VISAKHAPATNAM (NOW RETIRED):-

The Director General(V&E) & E.O. Pri Secretary to Government, AP, vide Vigilance report No.54(C.No.5531 /V&E/Sec-II/D2/2020), Dt.23.12.2021, has stated that, the V&E Department has conducted surprise check on various PG Colleges in the entire state on random basis to probe on non performing/ unavailable PG courses offered in Pvt. Professional Higher Educational Institutions in AP and found certain irregularities & procedural lapses in sanctioning, releasing the Post Metric scholarships claims; and Sri D.Nageswara Rao, the then Deputy Director, Visakhapatnam (now retired), has failed to discharge her duties and responsibilities of sanction, release the Scholarship Claims, generate the Bill and to submit the same to the District Treasury via Digital Signature Key, without conducting physical verification of attendance of Post Metric scholarships at least (5)% random sample of documents related to scholarships against details entered in the JnanaBhumi, as per G.O.Ms.No.45 Social Welfare (Edn.2) Department, dt.09.06.2017.

Thus, Sri D.Nageswara Rao, the then Deputy Director, Visakhapatnam (now retired) has failed to discharge her duties, not shown devotion to duty and exhibited conduct unbecoming of a Government Servant & thereby contravened Rules, 3(1) and 3(2) of APCS (Conduct) Rules, 1964. Hence, the charge.

G JAYALAKSHMI
PRINCIPAL SECRETARY TO GOVERNMENT

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[Annexure to G.O.Rt.No.121, BCW(D) Dept., Dt:28.03.2023]

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI D.NAGESWARA RAO, THE THEN DEPUTY DIRECTOR, VISAKHAPATNAM (NOW RETIRED) ARE PROPOSED TO BE SUSTAINED:

1. From the DG(V&E. & ENFT.), Vijayawada, Vigilance report No.54(C.No.5531 /V&E/Sec-II/D2/2020), Dt.23.12.2021.
2. G.O.Ms.No.45 Social Welfare (Edn.2) Department, dt.09.06.2017

G JAYALAKSHMI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

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ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SRI D.NAGESWARA RAO, THE THEN DEPUTY DIRECTOR, VISAKHAPATNAM (NOW RETIRED) ARE PROPOSED TO BE SUSTAINED:

-NIL-

G JAYALAKSHMI
PRINCIPAL SECRETARY TO GOVERNMENT

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